



STEVE COOLEY
LOS ANGELES COUNTY DISTRICT ATTORNEY

18000 CLARA SHORTRIDGE FOLTZ CRIMINAL JUSTICE CENTER
210 WEST TEMPLE STREET LOS ANGELES, CA 90012-3210 (213) 974-3501

October 30, 2007

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

**AUTHORIZE THE DISTRICT ATTORNEY TO ACCEPT FIRST YEAR FEDERAL
GRANT FUNDS FOR THE PROJECT SAFE NEIGHBORHOODS - GUN RESOURCE
PROSECUTOR PROGRAM (All DISTRICTS) (4 VOTES)**

IT IS RECOMMENDED THAT YOUR BOARD:

1. Authorize the District Attorney, on behalf of the County of Los Angeles, to submit the necessary documents to the Office of Emergency Services (OES) to accept grant funds from the United States Attorney's Office (USAO) in the amount of \$177,419 for the period of October 1, 2007 to September 30, 2008. There is no required County match for this grant.
2. Request the Chair of the Board to sign and affix wet signatures to the attached Certification of Assurance of Compliance Form, as required by OES to release grant funds.
3. Upon the release of grant funds by OES, authorize the District Attorney to accept Project Safe Neighborhoods (PSN) - Gun Resource Prosecutor grant funds on behalf of the County of Los Angeles.
4. Authorize the District Attorney, or his designee, to serve as the Project Director for the program, and to sign and approve any revisions to OES grant documents that do not increase the net County cost of the Program.
5. Approve the attached budget adjustment to allocate appropriation of \$166,000 to Salary and Employee benefits and \$11,000 to Supplies and Services; for the District Attorney's PSN – Gun Resource Prosecutor Program.

6. Authorize the District Attorney's Office, pursuant to County Code Section 6.06.020, to hire one Deputy District Attorney III (DDA), pending allocation by the Chief Executive Office.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The USAO for the Central District was awarded federal funds for the PSN Program. On May 11, 2007, written proposals were submitted to the USAO. A selection committee heard oral presentations on May 16, 2007 and allocated \$856,254 to agencies in the Central District of California.

The District Attorney was awarded \$177,419 to coordinate efforts with the USAO and the Department of Alcohol, Tobacco, Firearms and Explosives to identify, target, disrupt, arrest and prosecute the "worst of the worst" criminals responsible for violent crime in the targeted areas through an integrated federal, State, and local law enforcement strategy with the objective of removing crime guns and those who use them from the streets of Los Angeles.

OES serves as the USAO's fiscal agent for this grant program and requires recipients to complete a Certification of Assurance of Compliance form, which includes details regarding a recipient's Equal Employment Opportunity Program, Drug Free Workplace Compliance, California Environmental Quality Act Compliance, Lobbying, Debarment and Suspension requirements, and Proof of Authority from the City Council/Governing Board. Grant recipients are required to submit the necessary assurances and documentation before the release of grant funds.

Board authorization to accept grant funds is requested in order to comply with County and OES requirements. The forms have been approved as to form by County Counsel.

Implementation of Strategic Plan Goals

The PSN – Gun Resource Prosecutor Program is consistent with the County's Strategic Plan Goal No. 3, Organizational Effectiveness, to enhance organizational effectiveness across jurisdictional boundaries; Goal No. 4, Fiscal Responsibility, to secure available revenue sources to offset program costs; Goal No. 5, Children and Families' Well-Being and Goal No. 8, Public Safety, by improving neighborhood safety in Los Angeles County.

FISCAL IMPACT/FINANCING

This grant does not require matching funds.

The District Attorney's Office will receive \$177,419 to fully offset the salary and employee benefits of one DDA assigned as the PSN Gun Resource Prosecutor. This is the first grant award for this program; therefore, funding for this program was not included in the Department's FY 2007-08 budget. Authorization to hire one DDA and approval of the attached budget adjustment is requested to appropriate \$177,000 as follows: \$166,000 to Salary and Employee benefits and \$11,000 to Supplies and Services.

If funding for this program were terminated, an evaluation would be conducted by the department to determine whether the program would either be continued with costs being absorbed by the department, or discontinued with the reallocation of staff to vacant budgeted positions.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The PSN Program is part of a nationwide federal commitment to reduce gun-related crime by networking local programs and coordinating law enforcement efforts, with an emphasis on prevention, tactical intelligence gathering, more aggressive prosecution, and enhanced accountability. The goal of this program is to create safer neighborhoods by reducing gun violence and sustaining that reduction.

The U.S. Department of Justice (DOJ) is providing funding to combat gun violence in Los Angeles under the PSN Program. DOJ has dedicated funding to support new and expanded anti-gang prevention and enforcement efforts under the Project Safe Neighborhoods initiative in the Central District. This initiative is authorized by H.R. 2862, the Science, State, Justice, Commerce and Related Agencies Appropriations Act of 2006.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

Pursuant to the Board Motion of December 15, 1998, the Alternate Public Defender, Public Defender, Probation and Sheriff's departments have been notified of this request.

The Probation Department is a participant in this grant program and the Sheriff's Department determined that this action would not impact their current operations.

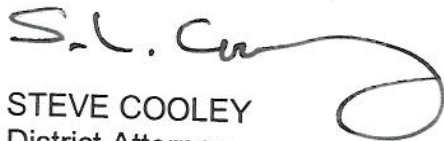
The Honorable Board of Supervisors
October 30, 2007
Page Four

The Alternate Public Defender stated there would be an impact on their workload; however, they are unable to determine the extent of the impact at this time, and the Public Defender stated there would be a minimal impact on their services.

CONCLUSION

Following Board approval of this program, the Executive Officer-Clerk of the Board is requested to return one adopted Board Letter, the OES Certification of Assurance of Compliance Form with a wet signature, and a copy of the approved budget adjustment, to Ms. Emily Aidells, Contracts and Grants Section, County of Los Angeles District Attorney's Office, 201 N. Figueroa Street, Suite 1300, California 90012. Any questions may be directed to Ms. Aidells at (213) 202-7674.

Respectfully submitted,


STEVE COOLEY
District Attorney

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Attachments

c: County Counsel
Chief Executive Office

CERTIFICATION OF ASSURANCE OF COMPLIANCE

I, STEVE COOLEY

hereby certify that

(official authorized to sign grant award; same person as Section 12 on Grant Award Face Sheet)

RECIPIENT: COUNTY OF LOS ANGELES

IMPLEMENTING AGENCY: DISTRICT ATTORNEY'S OFFICE

PROJECT TITLE: PROJECT SAFE NEIGHBORHOODS (PSN) – GUN RESOURCE PROSECUTOR

is responsible for reviewing the *Grant Recipient Handbook* and adhering to all of the Grant Award Agreement requirements (state and/or federal) as directed by OES including, but not limited to, the following areas:

I. *Equal Employment Opportunity – (2006 Recipient Handbook Section 2151)*

It is the public policy of the State of California to promote equal employment opportunity by prohibiting discrimination or harassment in employment because of race, religious creed, color, national origin, ancestry, disability (mental and physical) including HIV and AIDS, medical condition (cancer and genetic characteristics), marital status, sex, sexual orientation, denial of family medical care leave, denial of pregnancy disability leave, or age (over 40). **OES-funded projects certify that they will comply with all state and federal requirements regarding equal employment opportunity, nondiscrimination and civil rights.**

Please provide the following information:

Equal Employment Opportunity Officer: JULIE DIXON SILVA

Title: CHIEF, EMPLOYEE RELATIONS DIVISION

Address: 201 N. FIGUEROA STREET, SUITE 1455, LOS ANGELES, CA 90012

Phone: (213) 202-7705

Email: jdsilva@da.lacounty.gov

II. *Drug-Free Workplace Act of 1990 – (2006 Recipient Handbook, Section 2152)*

The State of California requires that every person or organization awarded a grant or contract shall certify it will provide a drug-free workplace.

III. *California Environmental Quality Act (CEQA) – (2006 Recipient Handbook, Section 2153)*

The California Environmental Quality Act (CEQA) (*Public Resources Code, Section 21000 et seq.*) requires all OES funded projects to certify compliance with CEQA. Projects receiving funding must coordinate with their city or county planning agency to ensure that the project is in compliance with CEQA requirements.

IV. Lobbying – (2006 Recipient Handbook Section 2154)

OES grant funds, grant property, or grant funded positions shall not be used for any lobbying activities, including, but not limited to, being paid by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the making of any federal grant, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal grant or cooperative agreement.

V. Debarment and Suspension – (2006 Recipient Handbook Section 2155)

(This applies to federally funded grants only.)

OES-funded projects must certify that it and its principals are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of federal benefits by a state or federal court, or voluntarily excluded from covered transactions by any federal department of agency.

VI. Proof of Authority from City Council/Governing Board

The above-named organization (applicant) accepts responsibility for and will comply with the requirement to obtain written authorization from the city council/governing board in support of this program. The applicant agrees to provide all matching funds required for said project (including any amendment thereof) under the Program and the funding terms and conditions of OES, and that any cash match will be appropriated as required. It is agreed that any liability arising out of the performance of this Grant Award Agreement, including civil court actions for damages, shall be the responsibility of the grant recipient and the authorizing agency. The State of California and OES disclaim responsibility of any such liability. Furthermore, it is also agreed that grant funds received from OES shall not be used to supplant expenditures controlled by the city council/governing board.

The applicant is required to obtain written authorization from the city council/governing board that the official executing this agreement is, in fact, authorized to do so. The applicant is also required to maintain said written authorization on file and readily available upon demand.

All appropriate documentation must be maintained on file by the project and available for OES or public scrutiny upon request. Failure to comply with these requirements may result in suspension of payments under the grant or termination of the grant or both and the Recipient may be ineligible for award of any future grants if the OES determines that any of the following has occurred: (1) the Recipient has made false certification, or (2) violates the certification by failing to carry out the requirements as noted above.

CERTIFICATION

I, the official named below, am the same individual authorized to sign the Grant Award Agreement [Section 12 on Grant Award Face Sheet], and hereby swear that I am duly authorized legally to bind the contractor or grant recipient to the above described certification. I am fully aware that this certification, executed on the date and in the county below, is made under penalty of perjury under the laws of the State of California.

Authorized Official's Signature: _____

S.L. Cooley

Authorized Official's Typed Name: STEVE COOLEY

Authorized Official's Title: DISTRICT ATTORNEY

Date Executed: _____

10/16/07

Federal Employer ID Number: 95-6000927

Executed in the City/County of: LOS ANGELES

AUTHORIZED BY: *(not applicable to State agencies)*

- City/County Financial Officer or
- City/County Manager or
- Governing Board Chair

Signature: _____

Zev Yaroslavsky

Typed Name: ZEV YAROSLAVSKY

Title: _____

CHAIR, BOARD OF SUPERVISORS



APPROVED AS TO FORM
BY COUNTY COUNSEL:

RAYMOND G. FORTNER, JR.

BY _____

DEPUTY

34 of OCT 30, 2007

Los Angeles County Chief Administrative Office
Grant Management Statement for Grants Exceeding \$100,000

Department: District Attorney

Grant Project Title and Description: Project Safe Neighborhoods (PSN) – Gun Resource Prosecutor

The Los Angeles County District Attorney PSN Gun Resource Prosecutor will screen State firearms arrests in a unified offensive to combat gun crime in Los Angeles County. The PSN Gun Resource Prosecutor will vertically prosecute the most serious gun cases in State court and serve as an expert resource to the U.S. Attorney's Office, the Bureau of Alcohol, Tobacco, Firearms, and Explosives, and local law enforcement agencies in analyzing gun cases for State and federal prosecution.

Funding Agency
U.S. Attorney's Office

Program (Fed. Grant # /State Bill or Code #)

Grant Acceptance Deadline

Total Amount of Grant Funding: \$177,419

County Match: \$0

Grant Period: **Begin Date:** October 1, 2007

End Date: September 30, 2008

Number of Personnel Hired Under This Grant:

Full Time: 1 **Part Time:** 0

Obligations Imposed on the County When the Grant Expires

Will all personnel hired for this program be informed this is a grant-funded program? Yes ☒ No ☐

Will all personnel hired for this program be placed on temporary ("N") items? Yes ☒ No ☐

Is the County obligated to continue this program after the grant expires? Yes ☐ No ☒

If the County is not obligated to continue this program after the grant expires, the Department will:

a). Absorb the program cost without reducing other services Yes ☐ No ☒

b). Identify other revenue sources Yes ☐ No ☒

(Describe) _____

c). Eliminate or reduce, as appropriate, positions/program costs funded by the grant. Yes ☒ No ☐

Impact of additional personnel on existing space: None.

Other requirements not mentioned above:

Department Head Signature

S.L. Cu

Date 10/16/07

COUNTY OF LOS ANGELES
REQUEST FOR APPROPRIATION ADJUSTMENT
 DEPARTMENT OF District Attorney's Office

DEPT'S. 370
No.October 30, 2007
19**AUDITOR-CONTROLLER.**

THE FOLLOWING APPROPRIATION ADJUSTMENT IS DEEMED NECESSARY BY THIS DEPARTMENT. WILL YOU PLEASE REPORT AS TO ACCOUNTING AND AVAILABLE BALANCES AND FORWARD TO THE CHIEF ADMINISTRATIVE OFFICER FOR HIS RECOMMENDATION OR ACTION.

ADJUSTMENT REQUESTED AND REASONS THEREFOR

FY 2007-2008

4 - VOTES

SOURCES

District Attorney
 Revenue - Project Safe Neighborhoods (PSN) - Federal Grant
 A01 - DA - 14030 - 90-90K-9031
 Amount - \$177,000

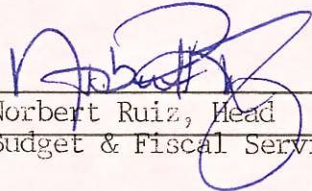
USES

District Attorney
 Salaries & Employee Benefits
 A01 - DA - 14030 - 1000 - 10B
 Amount - \$166,000

District Attorney
 Services & Supplies
 A01 - DA - 14030 - 2000
 Amount - \$11,000

JUSTIFICATION

This Budget Adjustment allocates unbudgeted revenue from the United States Attorney's Office for the Project Safe Neighborhoods - Gun Resource Prosecutor Program to the District Attorney's Office Appropriations.

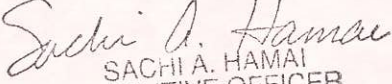

 Norbert Ruiz, Head
 Budget & Fiscal Services Division

CHIEF ADMINISTRATIVE OFFICER'S REPORT

ADOPTED
 BOARD OF SUPERVISORS
 COUNTY OF LOS ANGELES

34

OCT 30 2007


 SACHI A. HAMAI
 EXECUTIVE OFFICER

REFERRED TO THE CHIEF
ADMINISTRATIVE OFFICER FOR—

ACTION

APPROVED AS REQUESTED

AS REVISED

RECOMMENDATION

October 15, 2007

19

Jacqueline White
CHIEF ADMINISTRATIVE OFFICER

AUDITOR-CONTROLLER

BY

APPROVED (AS REVISED):
BOARD OF SUPERVISORS

19

No.

040

Barbara Harshaw
OCT 12, 2007
19

BY

DEPUTY COUNTY CLERK

34 of OCT 30, 2007

SEND 5 COPIES TO THE AUDITOR-CONTROLLER